



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

Pandiscio & Pandiscio, P.C.
470 Totten Pond Road
Waltham MA 02451-1914

COPY MAILED

APR 04 2007

OFFICE OF PETITIONS

In re Application of : DECISION ON PETITION
Engne Tang :
Application No. 10/743605 :
Filed: 12/22/2003 :
Attorney Docket No. SHER-1A :

This is a decision on the petition under 37 CFR 1.137(b), filed August 21, 2006, to revive the above-identified application. The petition was recently forwarded to the Office of Petitions for a decision on the merits. The Office sincerely apologizes for any inconvenience.

The above-identified application became abandoned for failure to file a timely and proper response to the Notice to File Missing Parts of Nonprovisional Application mailed April 5, 2004, which set a two-month extendable period to reply. Petitioner obtained an extension of time for response within the fourth month and paid the necessary fee. Nevertheless, the above-identified application became abandoned on October 6, 2004. On May 3, 2006, the Office mailed a Notice of Abandonment.

Petitioner has met the requirements to revive the above-identified application pursuant to 37 CFR 1.137(b). Petitioner submitted the required reply, paid the petition fee, and made the proper statement of unintentional delay. Accordingly, the petition is **granted**.

The Office finance records indicate that petitioner paid the \$65.00 surcharge on October 8, 2004, and again on August 21, 2006. As only one surcharge payment is necessary, the amount of \$65.00 will be refunded to the Deposit Account.

This matter is being referred to the Office of Initial Patent Examination.

Telephone inquiries specific to this decision may be directed to the undersigned at (571) 272-3211. All other inquiries concerning either the examination procedures or status of the application should be directed to the Office of Initial Patent Examination.

C. T. Donnell

Christina Tartera Donnell
Senior Petitions Attorney
Office of Petitions